

ASSIGNED

Serial No. 11145

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office JUL 29 1944

Returned to applicant for correction

Corrected application filed

The undersigned O. D. Iveson (Name of applicant.)

of Gerlach, County of Washoe

State of Nevada, hereby makes application for permis-

sion to change the Point of diversion and place of use

of water heretofore appropriated under Permit No. 10517

(State nature of right that is the basis of this

application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Nigger Creek (flood waters)

2. The quantity of water desired to be changed 2000 acre-feet

(Acre feet, second feet.)

3. The water is to be used for Irrigation and Domestic purposes

4. The water heretofore used for Same.

5. Place of use under existing appropriation is approximately 10 A. in

(Under irrigation give number acres

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3, 41 A. in N $\frac{1}{2}$ NW $\frac{1}{4}$, 19 A. in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 74 a. in S $\frac{1}{2}$ NE $\frac{1}{4}$, 71.0 acres in N $\frac{1}{2}$ SE $\frac{1}{4}$, and description in respect to Government Land Survey; under any other use give location as being within a 40-acre and 35 A. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10; 80 A. in W $\frac{1}{2}$ SW $\frac{1}{4}$ and 40 A. in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 11; T35N.R.23E. subdivision.) M.D.B.&M.

6. Proposed place of use under this application All or portions of

(Under irrigation give number

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3; NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4; N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; of acres and description in respect to Government Land Survey; under any other use give location as being within a N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10; NW $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 11 T. 35 N., R. 23 E. 40-acre subdivision.) M.D.B.&M.

7. The water is to be diverted from its source at the following point:

In NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, T. 36 N. R. 23 E. M.D.M., N. 31 44' W. 2449 ft. from E. $\frac{1}{4}$ Cor. of Section 5, T. 35 N., R. 23 E.

(Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)

8. The existing point of diversion under the former appropriation is

as follows: SW $\frac{1}{4}$ Section 3, T35N.R.23E., M.D.B.&M.

(If point of diversion is not changed do not answer.)

9. Number and kind of animals proposed to be watered

10. Use will begin about Jan. 1 and end about Dec. 31 of each year.

(Month)

(Month)

11. The water has been used heretofore during the months of

February to June of each year

12. Remarks The storage reservoir first proposed by applicant has been

abandoned and the more favorable site indicated on the accompanying map selected

for construction.

13. Description of proposed works An earth diversion dam on Nigger Creek,
from which a diversion ditch about $\frac{1}{4}$ mile long will carry flood water to reservoir
of 352 acre-feet capacity, having an earth dam 1200 ft. long, 2 to 1 side slopes,
max. height 22 ft., whence ditches approximately as indicated on the accompanying
map will convey water to the lands of applicant.

14. Estimated cost of works \$2000.00

15. Estimated time required to construct the works is 2 years

Map Filed July 29 1944

O. D. Iveson

Applicant

Compared BMA-AT

By _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of Nigger Creek (flood waters) as heretofore granted under Permit No. 10517 is issued subject to the terms and conditions imposed in said Permit No. 10517 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and weir must be installed at or near the new point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use and not to exceed 2,000 acre-feet per annum.

Actual construction work shall begin on or before May 1, 1945.

Proof of commencement of work shall be filed before June 1, 1945.

Work must be prosecuted with reasonable diligence and be completed on or before May 1, 1947.

Proof of completion of work shall be filed before June 1, 1947.

Application of water to beneficial use shall be made on or before May 1, 1949.

Proof of the application of water to beneficial use must be filed with the State Engineer on or before June 1, 1949.

Proof of commencement of work filed JAN 12 1945

WITNESS MY HAND AND SEAL this 21st day

Proof of Completion of work filed MAY 3 1948

of October, 1944

PROOF OF BENEFICIAL USE FILED JUN 5 1957

Alfred Kenneth Smith
State Engineer

CERTIFICATE No. 4787 ISSUED 8/4/58 for 2.50 cfs per min.

RECORDED 8/18/58 BK 8 PAGE 551

Washoe COUNTY RECORDER

Compared BMA-IC